

FILED BY PMS D.C.

UNITED STATES OF AMERICA

05 AUG -3 AM 11:45

v.

No. 05-20230-ML *IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DIVISION OF TENNESSEE, MEMPHIS*
CLERK, U.S. DISTRICT COURT
WD OF TN, MEMPHIS

ODIE SMITH

ORDER CONTINUING ARRAIGNMENT AND
SPECIFYING PERIOD OF EXCLUDABLE DELAY UNDER THE SPEEDY TRIAL ACT

The Defendant's counsel was not present for the scheduled hearing. The Court finds that in the interests of justice, this matter be continued. Pursuant to the Speedy Trial Act, as set in 18 U.S.C. §3161(h)(8)(A), defendant's period of excludable delay may be granted if the ends of justice are served.

The Arraignment is therefore continued and reset to Wednesday, August 10, 2005 @ 9:30a.m. in Courtroom M-3, 9th fl., Federal Building, 167 N. Main Street, Memphis, Tennessee.

It is therefore ORDERED that the time period of 8/3/05 through, 8/9/05 be excluded from the time its imposed by the Speedy Trial Act for trial of this case, due to the interests of justice.

This 03 day of August, 2005.

S. Thomas Andrus

UNITED STATES MAGISTRATE JUDGE

(14)



Notice of Distribution

This notice confirms a copy of the document docketed as number 14 in case 2:05-CR-20230 was distributed by fax, mail, or direct printing on August 3, 2005 to the parties listed.

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Honorable Jon McCalla
US DISTRICT COURT